

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

FILED

APR 08 2015

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS

BY  DEPUTY CLERK

JUNAID AYUB,  
Plaintiff,

v.

RACKSPACE, INC., et al.,  
Defendants.

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Cause No. SA-15-CV-00238-OLG

**ORDER DENYING PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION**

On this date the Court considered Plaintiff's Motion for Preliminary Injunction (docket no. 3). In his motion, Plaintiff asks this Court to enter an injunction against Defendants to cease their infringement of Plaintiff's "mark," allegedly present in website domains controlled and hosted by Defendants. A plaintiff requesting the extraordinary remedy of a preliminary injunction must establish the following four factors: (1) a substantial likelihood of success on the merits; (2) a substantial threat that failure to grant the injunction will result in irreparable injury; (3) the threatened injury outweighs any damage that the injunction may cause the opposing party; and (4) the injunction will not disserve the public interest. *Winter v. Natural Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008); *Valley v. Rapides Parish Sch. Bd.*, 118 F.3d 1047, 1050 (5th Cir. 1997). After reviewing Plaintiff's motion, the Court finds Plaintiff has failed to present enough facts to establish the aforementioned factors. Accordingly, Plaintiff's motion is DENIED.

It is so ORDERED.

SIGNED this 8 day of April, 2015.



United States District Judge Orlando L. Garcia